

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

APICDA JOINT VENTURES, INC., an Alaska corporation, and APICDA VESSELS, INC., an Alaska corporation,

Plaintiffs,

V.

TRIDENT SEAFOODS, INC., a Washington corporation,

Defendant.

NO. 2:20-cv-01244 RSM

**STIPULATED MOTION TO DISMISS
THE FIRST, SECOND, THIRD AND
FOURTH CAUSES OF ACTION AND
ORDER**

NOTED FOR HEARING: October 19, 2021

I. STIPULATION

The parties, through undersigned counsel, hereby agree and stipulate as follows:

1. Plaintiff APICDA Joint Ventures, Inc. and defendant Trident Seafoods Corporation have fully and finally resolved their disputes and all claims in this litigation relating to False Pass Seafoods LLC and False Pass Fuel Services LLC.

2. The parties accordingly agree that the First Cause of Action (Breach of Contract), Second Cause of Action (Breach of Good Faith and Fair Dealing), Third Cause of Action (Declaratory Relief: False Pass Seafoods), and Fourth Causes of Action (Declaratory Relief:

STIPULATED MOTION TO DISMISS THE FIRST,
SECOND, THIRD AND FOURTH CAUSES OF
ACTION AND ORDER
(NO. 2:20-CV-01244 RSM) - 1

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1 False Pass Fuels) in the Complaint should be dismissed with prejudice and without costs or fees
2 to any party.
3

4 3. At this time, the Fifth and Sixth Causes of Action in the Complaint relating to the
5 repurchase of the vessel interests remain intact and the parties are not stipulating to the dismissal
6 of those claims.

7 Dated this 19th day of October, 2021.

8 WILLIAMS, KASTNER & GIBBS PLLC

9 BYRNES KELLER CROMWELL LLP

10 By /s/ John G. Young

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Attorneys for Plaintiff APICDA Joint Ventures, Inc. and APICDA Vessels, Inc.

By /s/ Joshua B. Selig

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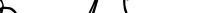
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II. ORDER

Based upon the foregoing stipulation of the parties, it is hereby ordered, adjudged, and decreed that the First, Second, Third, and Fourth Causes of Action are hereby dismissed with prejudice and without an award of fees or costs to any party.

DATED this 20th day of October, 2021.


RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE

STIPULATED MOTION TO DISMISS THE FIRST,
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CERTIFICATE OF SERVICE

The undersigned attorney certifies that a true copy of the foregoing pleading was served on the 19th day of October, 2021 upon the following individuals via the Court's ECF system.

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I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

By /s/ Joshua B. Selig

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STIPULATED MOTION TO DISMISS THE FIRST,
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